

EXHIBIT 10

1 BRIAN J. STRETCH (CABN 163973)
United States Attorney
2
3 DAVID R. CALLAWAY (CABN 121782)
Chief, Criminal Division
4
5 ROBERT S. LEACH (CABN 196191)
ADAM A. REEVES (NYBN 2363877)
Assistant United States Attorneys

6 450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
7 Telephone: (415) 436-7534
Fax: (415) 436-7234
8 Robert.Leach@usdoj.gov
Adam.Reeves@usdoj.gov

9 Attorneys for United States of America
10

2013-7-15 2:58
I hereby certify that the annexed
instrument is a true and correct copy
of the original on file in my office.

ATTEST:

SUSAN Y. SOONG
Clerk, U.S. District Court
Northern District of California

By _____

Date _____

Deputy Clerk

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 SAN FRANCISCO DIVISION

14 IN RE GRAND JURY INVESTIGATION
NO. 2012R02242,

15 } Case No. CR 14-90491 MISC EMC
16 }
17 } UNDER SEAL
18 }
19 }

20 [PROPOSED] SECOND ORDER
21 SUSPENDING THE RUNNING OF
22 THE STATUTE OF LIMITATIONS
23 UNDER 18 U.S.C. § 3292

24 On January 29, 2016, upon an application of the United States dated January 29, 2016, indicating
25 that evidence of offenses, namely 15 U.S.C. §§ 78j(b) & 78ff (securities fraud), 18 U.S.C. § 371
26 (conspiracy), 18 U.S.C. § 1341 (mail fraud), 18 U.S.C. § 1343 (wire fraud), 18 U.S.C. § 1348 (securities
27 fraud), and 18 U.S.C. § 1349 (attempt and conspiracy), is in the Vatican City State and in Italy, the
28 Court issued an Order Suspending the Running of the Statute of Limitations Under 18 U.S.C. § 3292
(the "January 29, 2016 Order"). The Court found, by a preponderance of the evidence, that an official
request had been made to the Vatican City State for evidence of the foregoing offenses and it reasonably
appeared that such evidence was in the Vatican City State. The Court also found, by a preponderance of
the evidence, that an official request had been made to Italy for evidence of the foregoing offenses and it

[PROPOSED] SECOND ORDER SUSPENDING THE RUNNING OF THE STATUTE OF LIMITATIONS UNDER 18 U.S.C. § 3292,
CASE NO. CR-14-90491MISC EMC

1 reasonably appeared that such evidence was in Italy. The Court ordered that the running of the statute of
2 limitations for the foregoing offenses is suspended beginning on August 10, 2015, the date on which the
3 official request to the Vatican City State was made, and ending on the date on which the Vatican City
4 State takes final action on the request. The Court further ordered that the running of the statute of
5 limitations for the foregoing offenses is suspended beginning on December 23, 2015, the date on which
6 the official request to Italy was made, and ending on the date on which Italy takes final action on the
7 request.

8 On June 7, 2016, the United States submitted a second *Ex Parte* Application for an Order
9 Suspending the Running of the Statute of Limitations Pursuant to 18 U.S.C. § 3292 (the "June 7, 2016
10 Application"), indicating that evidence of the foregoing offenses is in the United Kingdom. The Court,
11 having considered the June 7, 2016 Application and the supporting declaration, hereby ORDERS as
12 follows:

13 (1) The June 7, 2016 Application is GRANTED.

14 (2) The Court finds, by a preponderance of the evidence, that an official request has been
15 made to the United Kingdom for evidence of the foregoing offenses and it reasonably appears that such
16 evidence is in the United Kingdom.

17 (3) The running of the statute of limitations for the foregoing offenses is SUSPENDED
18 beginning on January 29, 2016, the date on which the official request to the United Kingdom was made,
19 and ending on the date on which the United Kingdom takes final action on the request.

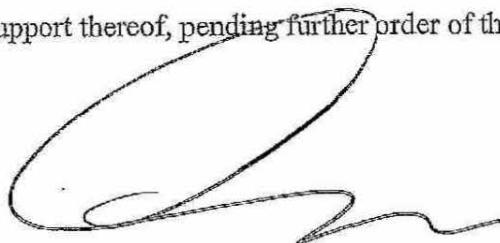
20 (4) With respect to evidence requested from the Vatican City State, the Court's January 29,
21 2016 Order is continued and the running of the statute of limitations for the foregoing offenses is
22 suspended beginning on August 10, 2015, the date on which the official request to the Vatican City State
23 was made, and ending on the date on which the Vatican City State takes final action on the request.

24 (5) With respect to evidence requested from Italy, the Court's January 29, 2016 Order is
25 continued and the running of the statute of limitations for the foregoing offense is suspended beginning
26 on December 23, 2015, the date on which the official request to Italy was made, and ending on the date
27 on which Italy takes final action on the request.

1 It is further ordered that the Clerk of the Court shall seal this Order, as well as the United States'
2 *Ex Parte* Application for an Order Suspending the Running of the Statute of Limitations and the
3 Declaration of AUSA Robert S. Leach in support thereof, pending further order of the Court.

4 IT IS SO ORDERED.

5 Dated: 6/7, 2016



6
7 THE HONORABLE EDWARD M. CHEN
8 United States District Judge
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28